

BILL NO. S-93-02-11

SPECIAL ORDINANCE NO.

S-29-93

1  
2 AN ORDINANCE ESTABLISHING THE CITY  
3 OF FORT WAYNE ECONOMIC DEVELOPMENT  
4 INCOME TAX FUND.

5 WHEREAS, the Fort Wayne Common Council has  
6 proposed the adoption of the County Economic Development  
7 Income Tax effective July 1, 1993;

8 WHEREAS, I.C. 6-3.5-7-13.1 requires each city  
9 of a county in which the County Economic Development Tax  
10 is imposed to establish an Economic Development Income  
11 Tax Fund into which the revenue received from said tax is  
12 to be deposited;

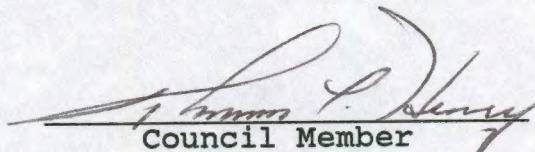
13 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON  
14 COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

15 SECTION 1. There is hereby established the  
16 City of Fort Wayne Economic Development Income Tax Fund.

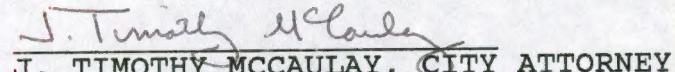
17 SECTION 2. The Controller of the City of Fort  
18 Wayne is hereby directed to deposit any revenues received  
19 from the County Economic Development Income Tax into said  
20 fund.

21 SECTION 3. Monies deposited in said fund shall  
22 be used only as provided in I.C. 6-3.5-7-13.1.

23 SECTION 4. That this Ordinance shall be in  
24 full force and effect from and after its passage and any  
25 and all necessary approval by the Mayor.

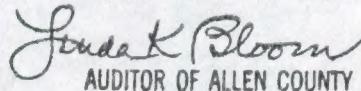
26   
27 Council Member

28 APPROVED AS TO FORM  
29 AND LEGALITY

30   
31 J. TIMOTHY McCAULAY, CITY ATTORNEY

32 AUDITOR'S OFFICE

FILED D  
MAR. 29 1993

  
Linda K. Bloom  
AUDITOR OF ALLEN COUNTY

Read the first time in full and on motion by Edmonds,  
seconded by , and duly adopted, read the second time by  
title and referred to the Committee on Committee of the Whole and the  
City Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Common Council Conference Room 128, City-County  
Building, Fort Wayne, Indiana, on 19, the 19 day  
of , at o'clock M., E.S.T.

DATED: 2-9-93

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by ,  
seconded by , and duly adopted, placed on its passage.  
PASSED 1993 by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>5</u>	<u>3</u>		<u>1</u>
BRADBURY				<u>✓</u>
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG		<u>✓</u>		
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT		<u>✓</u>		
TALARICO		<u>✓</u>		

DATED: 3-23-93

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)  
(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. 1-29-93  
on the 23rd day of March, 1993

ATTEST:

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

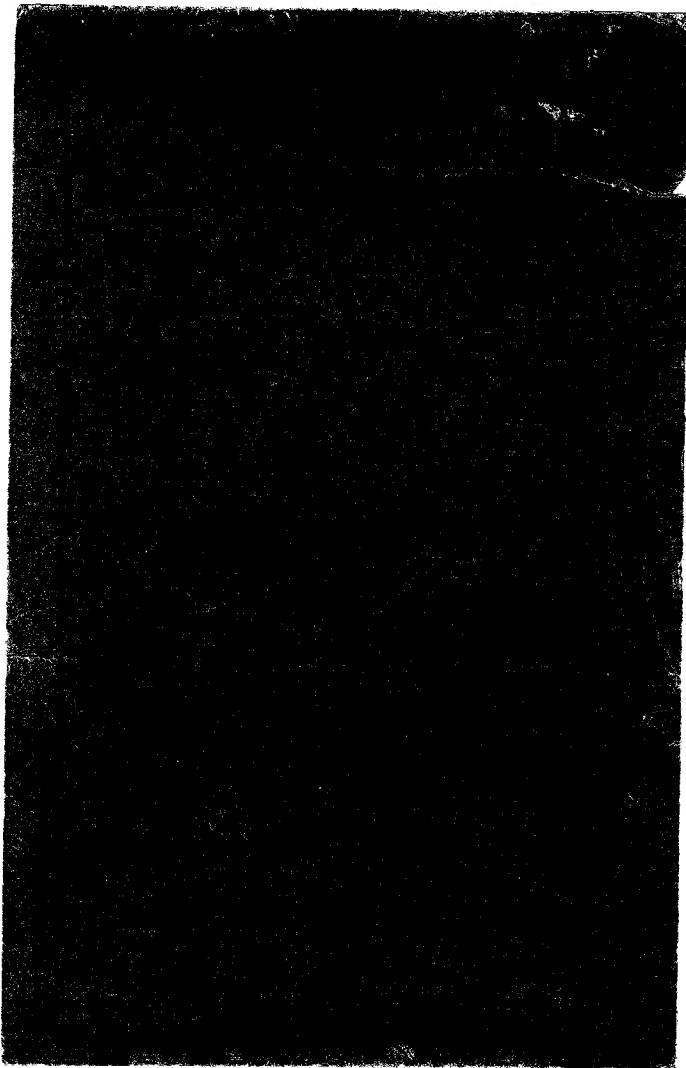
Mark E. GiaQuinta  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the 24th day of March, 1993,  
at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 26th day of March,  
19 93, at the hour of 3:00 o'clock P.P. M., E.S.T.

Paul Helmke  
PAUL HELMKE, MAYOR





# THE CITY OF FORT WAYNE



Paul Helmke  
Mayor

## MEMORANDUM

### LAW DEPARTMENT

**TO:** MEMBER OF COMMON COUNCIL  
**FROM:** J. TIMOTHY MCCAULAY, CORPORATION COUNSEL *JTM*  
**DATE:** February 8, 1993  
**SUBJECT:** CREDIT FUND ORDINANCE

*J-93-02-11*

This bill proposes the establishment of a separate County Economic Development Income Tax Fund as required by state law, I.C. 6-3.5-7-13.1. State law requires that CREDIT revenues be deposited in this dedicated fund. CREDIT revenues deposited in this fund may be used for the purposes set forth in I.C. 6-3.5-7-13.1 and itemized herein:

1. By a county, city or town for economic development projects, for paying, notwithstanding any other law, under a written agreement all or a part of the interest owed by a private developer or user on a loan extended by a financial institution or other lender to the developer or user if the proceeds of the loan are or are to be used to finance an economic development project, for the retirement of bonds under section 14 [I.C. 6-3.5-7-14] of this chapter for economic development projects, for leases under section 21 [I.C. 6-3.5-7-21] of this chapter, or for leases or bonds entered into or issued prior to the date the economic development income tax was imposed if the purpose of the lease or bonds would have qualified as a purpose under this chapter at the time the lease was entered into or the bonds were issued.
2. By a county, city or town for:
  - (A) The construction of a capital project for which the unit is empowered to issue general obligation bonds or establish a fund under any statute listed in I.C. 6-1.1-18.5-9.8;
  - (B) The retirement of bonds issued under any provision of Indiana law for a capital project;

An Equal Opportunity Employer  
One Main Street, Fort Wayne, Indiana 46802

- (C) The payment of lease rentals under any statute for a capital project;
- (D) Contract payments to a not-for-profit corporation whose primary corporate purpose is to assist government in planning and implementing economic development projects; or
- (E) Operating expenses of a governmental entity that plans or implements economic development projects.

**DIGEST SHEET**

**TITLE OF ORDINANCE SPECIAL ORDINANCE**

**ESTABLISHING CREDIT FUND**

**DEPARTMENT REQUESTING ORDINANCE CONTROLLER'S OFFICE**

**SYNOPSIS OF ORDINANCE BRINGS CITY INTO COMPLIANCE WITH STATE LAW  
IF CREDIT IS ADOPTED.**

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**EFFECT OF PASSAGE FUND ESTABLISHED.**

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**EFFECT OF NON-PASSAGE FUND NOT ESTABLISHED.**

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**MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS)**

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**ASSIGNED TO COMMITTEE (PRESIDENT)**

BILL NO. S-93-01-11

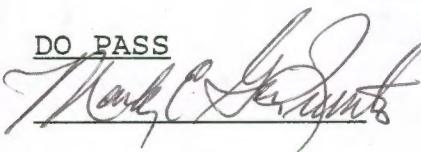
REPORT OF THE COMMITTEE ON  
THE COMMITTEE OF THE WHOLE  
THOMAS C. HENRY - CHAIRPERSON  
MARK E. GIAQUINTA - VICE CHAIRPERSON  
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON THE COMMITTEE OF THE WHOLE TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLUTION) ~~XXXXXXXXXX~~ ESTABLISHING THE CITY  
OF FORT WAYNE ECONOMIC DEVELOPMENT INCOME TAX FUND

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION  
AND, BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) (RESOLUTION)

DO PASS



DO NOT PASS

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ABSTAIN

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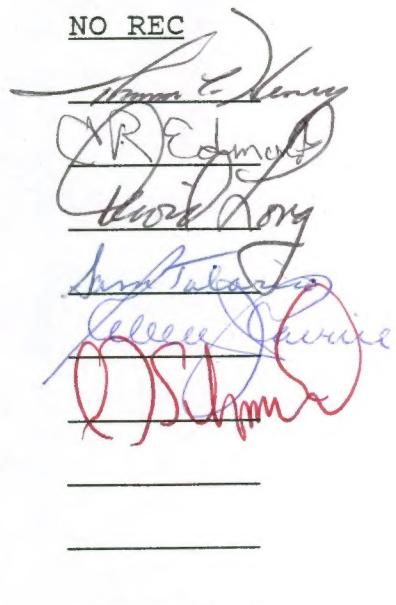
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NO REC



The signatures include: Thomas C. Henry, M.R. Edmonds, David Long, Sandra E. Kennedy, Mark E. Quinta, Leeann Davis, and Q.S. Schmitz.

DATED: 3-23-93.

Sandra E. Kennedy  
City Clerk